

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF DELAWARE**

In re: NationsRent, Inc., et al.,  <div style="text-align: center;">Debtors.</div>	Case Nos. 01-11628 through 01-11639 (PJW)  Jointly Administered Chapter 11
NationsRent Unsecured Creditors' Liquidating Trust, Perry Mandarino, not personally, but as Trustee,  <div style="text-align: center;">Plaintiff,</div> <div style="text-align: center;">v.</div> EJ Reynolds, Inc. Cyrk Inc. Office Management Systems Inc. Saber Fleet Services, Inc. d/b/a Weiland Tire Service Tacony Corporation Little Beaver, Inc. Diamant Boart Inc. Tsurumi (America) Inc. Harbor Graphics Corporation Multiquip Inc. Bobcat Company Nortrax Equipment Co. South LA Nortrax Equipment Co. SE, LLC Partner Industrial Products Rentlink Inc. Equipment Development Co., Inc.	District Court Case Nos. (KAJ):  04-CV-722 04-CV-734 04-CV-742 04-CV-753 04-CV-808 04-CV-997 04-CV-1004 04-CV-1005 04-CV-1007 04-CV-1025 04-CV-1026 04-CV-1044 04-CV-1045 04-CV-1047 04-CV-1054 04-CV-1128

Fischer Group	04-CV-1141
Dossey Holdings, Inc.	04-CV-1155
L&P Financial Services	04-CV-1165
Jeff Falkanger & Associates	04-CV-1184
Morgan Guaranty Trust Company of New York	04-CV-1192
Defendants.	

**ORDER**

At Wilmington this **15<sup>th</sup>** day of **November, 2005**.

On November 14, 2005, a teleconference was scheduled with Magistrate Judge Thyng for the purpose of discussing the ADR process to be instituted in the above-captioned matters. As a result of that teleconference,

IT IS ORDERED that another teleconference has been scheduled **for Monday, January 23, 2006 at 5:00 p.m. EST** with Magistrate Judge Thyng. That teleconference will be organized by plaintiff's counsel and the dial-in number is **877-214-0402** with the participation code as **637503**.

Prior to the teleconference in January 2006, an exchange of certain information is to occur consistent with Judge Jordan's prior order. For those defendants who have **not** done so previously, on or before **December 13, 2005**, they are to provide their defense arguments and settlement positions to plaintiff's counsel. This report, which may be in letter form, is to briefly advise of defendant's factual and legal defense positions on the case, provide documentation of the defenses and to provide its settlement position. Plaintiff is to provide its responses on or before **January 16, 2006**.

For those cases that have not resolved mediation will occur. Presently, the following dates are being held for mediation: **June 5, 7-9 and 12, 2006**. Further periodic teleconferences will be scheduled to discuss the exchange of information and the status of the parties' negotiations. Unless a matter has settled, **all counsel shall attend any future teleconferences. Counsel's attendance, along with the client, at mediation is required.** Plaintiff's counsel shall provide all counsel and unrepresented parties with a copy of this Order.

Local counsel are reminded of their obligations to inform out-of-state counsel of this Order. To avoid the imposition of sanctions, counsel shall advise the Court immediately of any problems regarding compliance with this Order.

/s/ Mary Pat Thyng  
UNITED STATES MAGISTRATE JUDGE